## **REMARKS**

## Non-statutory Double Patenting Rejection

Claim 19 is provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 19 and 21 of copending Application No. 10/459,540. Applicant submits herewith a Terminal Disclaimer to obviate the provisional double patenting rejection over a pending "reference" application.

The foregoing is believed to overcome all grounds of objection and rejection and place the case in condition for allowance. Notification of such is earnestly solicited.

Date: August 15, 2005

Respectfully submitted,

James G. Gatto

Registration No. 32,694

(703) 905-2054